மதுரை மாவட்டம் மருமன் எண்: 8887

8887

89

List of Retainable papers for 1826. Board file

Received Letters. With enclosures. Madura Collectors' Office.

8887

Date.	Number.	From whom received.	Substance.
6/2	"	Secretary	Sanctioning the Continuance of an zeomiah of Six Shooly fanams per diem to Meera Sahib and Sheik Abdul Cawder Sons of the deceased zeomiahdar.
16/2	"	Do.	Transmitting copy of a minute of Council regarding the value of landed property in the provinces and calling for certain information on the Subject.
		Do.	Forwarding an extract of a general letter from England and calling for an early report on the Teerwahs and reductions of the assessment in Dindigal.

Madurai Coll. Vol. 8887

Madurai Coll. Vol. 8887
செப்பனிடுவதற்காக எடுத்துக் கொள்ளப்பட்ட A.Mani
NOV மாதம் 1983 வருடம்
செப்பனிட்டு முடித்த
NOV மாதம் 1983 வருடம்
ஆராய்ச்சி உதவியாளரின் கையொப்பம்.

2

List of Retainable papers for 1826.

Received Letters. Madura, Collector's Office.

Number.	From whom received.	Substance.
14	Secretary &c.	Transmitting for inform=ation extract from a general letter from England with copy of the order of government thereon and requesting his sentiments as to the expediency of abolishing all duties on the exportation of grain.
15	Do.	Transmitting an extract from the Register [illegible] petitions referre[illegible] in the month of [illegible] last and requesting report on the [illegible] of Ra[illegible] Khan wh[illegible] was f[illegible] former[illegible] killad[illegible] Mad[illegible] regarding [illegible] a house [illegible] him by

No. 162

63

To Mr. Ebell

Sir,

From the annexed Copies of letters from Lieutenant Gibb and the Statements enclosed you will observe that Mr. Gibb has concluded from a conversation with you that the discrepancy of Rupees 2 has i arisen from your accounts having been prepared from the 12th of one month to the 11th of another.

D

By my order of the 25th January 1840 No. 7 you were directed to prepare them from the beginning to the end of each month.

I have therefore to re-quest you will explain how you

were

now commence and end, and

state your present opinion as to

the cause of the discrepancy.

(Signed) R. D. Parker

Collector

Madeira —
26th March 1849

1823

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8th Do Noticing the impropriety of quitting stations before leave of absence has been obtained ... 3

20th Do Authorizing confiscation of smuggled [illegible] seized in October ... 4

28th Do Forwarding 250 Salt Rowannahs ... 5

4th Do Do ... 250 Do ... 6

30th Jany Transmitting for report Petition from Canacapillies of certain Villages in the Zemindary of Ramagery ... 7

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20th Do Authorizing the sale of Salt for exportation to the Eastward at 35 Rupees a Garce ... 10

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Revenue Department

R

To the Collector in Madura and Dindigul

Sir,

Para 1. I am directed by the Board of Revenue to acknowledge the receipt of your letter of the 5th Ultimo and to state their opinion that the prayer of the Petition of Abdool Ryman forwarded in your letter of the 17th June last, cannot now be granted.

2 Although the Petitioner's father was unable from indisposition to prefer his claim when Mr Hurdis was inquiring respecting the "Mony" Yeomiahs, it appears from the Petition, he did so when he presented his claim for the land, and had Mr Hurdis considered it reasonable he would probably have recommended it at the same time. Not having done so it is to be concluded he did not think it pr[illegible] to be gi[illegible]

Under all the circumstan[illegible]

inadvisable, to admit the claim

3. You will be pleased to communicate the opinion of the Board to the Petitioner

Fort St. George
6th March 1823
Dupl. 8th Do.

I am
Sir
Your most Obedient Servant

D. Clark
Secretary

[illegible]

Revenue Department

No. 29.

Q

To the Chief Secretary to Government

Sir,

Para 1. I am directed by the Board of Revenue to request you will submit for the orders of the Honorable the Governor in Council the accompanying letter from the Principal Collector of Madura under date the 3d Instant relative to the continuance of a Yeomiah which appears to have been originally granted on account of subsistence.

2 The rule regarding Yeomiahs given for subsistence is that they shall be discontinued on the death of the original grantee, or of his heirs who were actually dependent upon him at the period of the grant, but the Board beg to recommend a

deviation

deviation from this rule in the present In-
-stance, as it appears from the Collector's com-
-munication that the Yeomiah has been par
appropriated for the expenses of a Mosque
and the feeding of Travellers and that the
existence of this Charity depends upon the
sum derived from this source.

3 The amount of the Yeomiah
is six Shooly Fanams per diem for which the
Board recommend that sanction be granted
in favor of the present Claimants Meerah
Saib and Shaikh Abdool Cawder.

(Signed) J. Dent
Secretary

Fort St. George
January 1826

No. 81

To the President and Members of the
Board of Revenue

Gentlemen,

I am directed to acknowledge
the receipt of your Secretary's letter of the 23
instant, No. 29, and to state that the Honorable
the

13

the Governor in Council, agreeably to your recom-
-mendation, desires that the lapsed yeomiah
therein mentioned of Six Shooly fanams per
diem, payable by the Principal Collector
of Madura, may be continued to the sons
of the deceased Yeomiahdar.

Fort St. George }
9th January 1826 }

(Signed) J. M. Macleod
Secy to Government

(True copies)

Compared

J. Munn
Secretary

R.

15

To the Principal Collector in

Madura & Dindigul

Sir,

Para 1 I am directed by the Board of Revenue to transmit to you the enclosed Minute of Council under date the 23rd September last, and to desire that, so far as may be applicable to your District, you will, on or before the 5th April next, endeavour to ascertain and report, for how many fold of the clear net annual income yielded to the possessor, land in your District generally sells, in the following cases.-

No. 2 in the letter from the Secretary to Government dated the 23rd Sept. 1825.

1st When the land sold is a Zemindary, or portion of a Zemindary assessed in perpetuity with a fixed Revenue, under Regulation XXV 1802:-

2d When the land sold is not

a

a Zemindary or a portion of one, but a private Estate, farm, or field, or a share in an entire Village Meerassy, held by a Ryot, and assessed with Revenue payable directly to the Collector and his servants, or to a Zemindar and his servants –

3rd When the land sold is a Jaghire, or entire Village, such as a Shotrium &ca paying a small quit rent –

4th When the land sold is a Jaghire or entire Village exempt from the payment of all Revenue –

5th When the land sold is an Enam, or certain lands, or fields, not extending to an entire Village, paying a small quit rent –

6th When the land sold is an Enam or certain lands or fields not extending to an entire Village, exempt from the payment of all Revenue –

N.B. The clear net annual income to the possessor, of course, requires a deduction

from

from his gross income of any Revenue payable to Government, or expenses of management &ca

2 The Board are aware that these circumstances do not apply to every District, but the Collectors respectively will reply to such as do so apply.-

3 You will learn from the Minutes of Council the important object for which this information is required, and the Board will be happy to receive from you every information in your power connected with the value of landed property in general, in your District, as applicable to any other kind of property in land, not included in the foregoing.-

I have the honor to be
Sir
Your most Obedient Servant

Fort St George
16th February 1826
Despd 24 Do

[signature]
Secretary.

Compd M.G.

Extract from the Minutes of Consultation dated 23rd September 1825.

Minute of the Government.

Para 1. "The necessity of altering the rules at present in force for the valuation of land with reference to the respective jurisdictions of the several orders of Civil Tribunals, is the principal subject of the foregoing communication from the Court of Sudder Adawlut. In the judgment of the Governor in Council that necessity is fully established. The present rules assume, that land exempt from payment of revenue is worth to the proprietor ten times the annual produce, according to the definition of annual produce contained in Section III Regulation III of 1802, and no more, and that the value of land paying revenue to Government is the same with the produce for one year. These principles of estimation are not only so very incorrect as in general to give no approximation to the real value of

of land; but so far at least as regards lands subject to payment of revenue, were evidently framed with an exclusive view to Zemindary or Talookdary tenure. Even with respect to Lakhiraj land, the actual occupation and cultivation of the soil by the proprietor does not appear to have been contemplated as a possible contingency. The annual produce, by which in one or other of the two ways abovementioned the value of all land is required to be determined,

Cl. III Regn. III of 1802. "was declared to be the aggregate of the sums "that may have been paid under the Regu-"lations by the dependant Talookdars, under "farmers and ryots, on account of the year "in which the claim may be preferred, and "that would be payable by them, were the "claimant to be put into the possession of "the lands during that year."

9 It is evident that if this provision were taken in its literal sense and strictly observed, the rules in question could not

not be at all applied to lands in which there are no dependant Talookdars, under-farmers, or ryots paying rent to the proprietor, but where on the contrary the proprietor is himself also the Cultivator of the soil. It would appear, however, that in such cases, the Courts acting upon what they conceive to be the spirit of the provision, consider as the annual produce the net annual income accruing to the proprietor, after deduction of all charges of cultivation or management.—

3. The general result of these rules, as has already been observed, is an extremely incorrect valuation of land. This is the case even with respect to land held on Zemindary tenure. But with respect to other kinds of property in land, the results differ still more widely from the truth. In the provinces of Malabar and Canara, where the state of landed property is peculiar, this erroneous mode of estimating it gives the inferior judicatories an

See para 7 of letter from Sudder adawlut.

an extent of jurisdiction greatly exceeding what was ever intended or contemplated by the Government. It is stated that in Malabar the public assessment is on an average about one half of the whole rent, and that land is worth from 20 to 40 Years purchase of the income which it yields to the proprietor. Assuming the proportion of the assessment to be, as stated, one half, and the value of land to be twenty-five years purchase, a District Moonsif may adjudicate finally Lakhiraj land of the value of 50 Rupees and Malgoozary land of the value of 250 Rupees, while he cannot pass a final decision with respect to personal property exceeding in amount or value twenty Rupees, and his primary jurisdiction, though limited in the case of personal property to 200 Rupees, extends to property in Lakhiraj land worth 500, and in Malgoozary land worth 2,500 Rupees. The jurisdiction of each of the other orders of

tribunals

tribunals over land is of course extended in the same proportion beyond that assigned to them over money or other personal property.—

4. The rules for valuing land, the operation of which these remarks relate, appear to have been taken from the Bengal code. But it also appears that at that Presidency they have long been repealed, and that Lakhiraj land is now valued at eighteen times the annual produce instead of ten times, while for valuing Malgoozary land different rules are prescribed for different provinces with reference to local circumstances. The Sudder adawlut have stated what those rules are, and have suggested the expediency of establishing some such rules for the territories subject to this Presidency.—

5. The second Judge of the Provincial Court for the western Division in a Minute which has obtained the concurrence of the First Judge, proposes, as

as the most accurate mode of valuing land in that division, "that it be taken "at not less than twenty-five years purchase "of the annual income derivable to the "proprietor from the entire produce after "deducting the Charges of management and "the public assessment." For the purpose of establishing it, he observes that it will only require to be enacted that in all suits for land the plaint shall specify "the proprietor's rent produce and the public assessment payable out of it; and that, the latter being deducted from the former, the remainder multiplied by twenty-five shall be the estimated value." By the rent produce is evidently meant the annual income accruing to the proprietor from the whole produce, exclusive of the charges of management, but inclusive of the public assessment.

6. A different suggestion was on a former occasion offered by the late

Thir

Third Judge of the Western Provincial Court (Mr Baber) and was concurred in by the second Judge (Mr Warden). It was, in substance, that there should be no special rule for the valuation of land, but that the value of land forming a subject of litigation should be determined in the same manner as that of property of any other kind.

7. It is evident that any rule, by which it is assumed, that the value of property in land bears a fixed and uniform proportion either to the whole gross produce or to any of the shares into which that produce comes to be divided, cannot always give accurate results. The Governor in Council is, however, inclined to be of opinion that if the rule apply to an extensive Class of cases, and afford in all of them, a tolerable approximation to the true value, the effect of it will be upon the whole beneficial. Perfect accuracy

in

in this matter, is not requisite; and if the field of dispute respecting jurisdiction is narrowed, an advantage of some importance is gained. This, it appears to the Government, would be the case, if it were settled that a certain number of years purchase of the clear income yielded by the litigated property should be regarded as its value, and the amount of that income were alone left to be determined in the same manner in which the value of personal property is determined under the Regulations in force. In framing any rules however, upon this subject, attention would require to be given to all the various kinds of property in land which are liable to be made the subject of litigation before the tribunals established in the territories of this Presidency as well as to the variety which has place in the value of land in different provinces. –

8. As the Board of Revenue

may

may be presumed to possess the best inform-ation upon these points, it is resolved, before proceeding farther upon this subject, to refer it to them for their consideration and report. With this view so much of the letter above recorded from the Register to the Sudder Adawlut as relates to the Judicial valuation of land, together with these observations of the Government, will be communicated to that Board."

(A true Extract)

(Signed) J. M. Macleod

Secretary to Government

(A True Copy)

Compd. W. J.

J. Kemp

Secretary

To the Principal Collector in Dindigul and Madura

Sir,

I am directed by the Board of Revenue to transmit for your information the accompanying Extract from a General Letter from the Honorable Court of Directors under date the 29th September 1824 and with reference to the 11th para of the Boards proceedings under date the 31st October, and the orders of Government of the 6th December last, to call for an early report on the teerwas and reduction of the assessment in Dindigul.

Paras 84 - 85.

I have the honor to be

Sir,

Your most Obedient Servant

[signature]

Secretary

Fort St. George
7th April 1826

Pd 15 — do

Compd

Q

31

Extract from a General Letter from the Honorable Court of Directors under date the 29th September 1824

The defective information furnished by the Collector, relative to the reduced assessment of Dindigul, unanimadverted upon.

84 Your proceedings and those of the Board of Revenue on these several subjects merit our approbation. 84. and 85 Ordered that a copy of these paragraphs be transmitted to the Board of Revenue.

85 In respect to Mr. Peters management of the Ramnad Zemindary, we agree with you and the Board of Revenue in considering it most unsatisfactory. We are surprized that the recommendation for placing the Zemindary under the charge of the Sub Collector, conveyed in the concluding para of your letter to the Board

of

of Revenue dated 31st January 1823 had not sooner suggested itself. Notwithstanding the intimation which you had received, that the public demand upon Ramnad was satisfied we highly approve of your further recommendation to the Board to continue their exertions to put the affairs of that Zemindary upon an improved footing. We trust that the settlement of the Public demand will be found to be satisfactory in all its details of which the explanations had not been received in the beginning of February 1823. Mr. Peters' failure to furnish the Board of Revenue with precise information connected with the reduction of the Teerwahs in Dindigul was very inexcusable, after he had been furnished with the explicit instructions contained in the Boards letter dated March 5th 1822.

(True Extract)

Compd. W.J.

J.B.M.
Secretary

R.

33

To the Principal Collector in
Madura & Dindigul

Sir

I am directed by the Board of Revenue to transmit for your information the accompanying Extract from a General letter from the Honorable Court of Directors under date the 29th September 1824 with copy of the order passed thereon by the Government and to request that with reference thereto you will state your sentiments as to the expediency of abolishing all duties on the exportation of Grain.

Para 15

I have the honor to be
Sir
Your most Obedient Servant

Wm
Secretary

Fort St George
24th April 1826
Despd 2d May

[E]xtract from a General Letter from England dated 29th September 1824.

Report Received from the Committee for revising the Custom Regulations on the Grain trade of the Maritime Provinces for the last 15 Years.

Para 15th "The Committee informed you in their report that they had not received any reply from some of the local Officers to their communications upon the subject of the Grain Trade; and we do not find that the Officers in question were called upon to furnish any explanation of their omission to supply the requisite information. The information furnished by the Committee is satisfactory as far as it goes. You will compare the Statement of prices thus furnished with the Complaint of

15 "Ordered that a copy of this Para together with a Copy of the report from the late Custom Committee referred to in it, be furnished to the Board of Revenue, with instructions to make the comparison ordered by the Honorable Court, of the Statement of prices received from the Committee

of low prices so often urged to account for difficulty in realizing the Revenues. In respect to the duties on the exportation of Corn it is not desirable that when it is necessary to equalize the supply of provision among our own Provinces by sending Grain from those where it is abundant to others where it is scarce it should be loaded with a tax to Government in those Provinces where it must be naturally the dearest - There is however a reason urged in favor of the export duty in Canara which is not without its weight. It is affirmed that

Committee, with the Complaint of low prices so often urged to account for the difficulty in realizing the revenue; and to report the result - The sentiments of the Board will also be required on the expediency of abolishing all duties on the exportation of grain excepting for the reasons assigned in the peculiar case of grain expts

that the principal part of what is so exported is destined for the supply of Foreign Countries which cannot be supplied from any other Quarter - If this be the case which ought to be carefully ascertained there is no good reason why those Countries should not pay to us a moderate tax on such supply, but unless it be certain that these Foreign Countries cannot be supplied from another source the duty would only operate as an impediment to exportation. In any case it ought to be drawn back on such Corn as is exported for the supply of our own Provinces -

exported from Canara for the market of Arabia, and it will be proper for them to consider whether the same objections do not lie against the import duties on grain at Madras, as against the export duties at the out ports -

(True Extract)

[illegible] Secretary

[illegible]

Revenue Department

39

Re.

To the Principal Collector of
Madura

Sir,

I am directed by the Board of Revenue, with reference to their Circular orders dated 7th February 1825, to transmit for your information, an Extract from the Register of Petitions referred to you in the Month of March last. —

Fort St George
1st May 1826
Recd 12th Do

I have the honor to be
Sir,
Your most Obedient Servant
[illegible]
Secretary

Campd. Mg.

[illegible] from the Register of Petitions [illegible]

Number of the Petition	Name of the Petitioner	Purport of the Petition	Order of the [illegible]
61	Rayemeyar Khan Pensioner who was formerly Killadar at Madura —	Stating that the Nabob had granted his family a certain house at Madura of which nothing remains now but the ground, the materials having been taken away by the former Commanding Officer of the place; Praying therefore that they may be allowed a house —	The petitioner is referred to the Col[illegible] who will be pleased to report on the prayer of the Petition. — 2 March 1826

(True Extract)
[illegible signature]
Offg. Sr. Depy. Secretary

R

Compd. W.J.

A

To the Principal Collector in
Madura

Sir,

With reference to your letter under date the 12th January last, I am directed by the Board of Revenue to transmit for your information and guidance the accompanying Extract from their Proceedings under date the 15th Instant on the Settlement of the Ramnad Zemindary in your District for fusly 1234.—

Fort St. George
22nd June 1826
Despd. 23rd Do.

I have the honor to be
Sir,
Your most Obedient Servant,

[illegible]
Secretary.

Compd. [illegible]

R

Extract from the Proceedings of the Board of Revenue under date the 15th June 1826.

Para 1. "Read again the letter from the Principal Collector in Madura under date the 12th January last, on the subject of the settlement of the Ramnad Zemindary for fusly 1234.

2. The settlement effected by the Principal Collector for that year exceeds that for the previous fusly by Rupees 17,097 but falls 49,751 Rupees below that for fusly 1232. On the whole it is considered by the Board to be satisfactory.

3. The Board approve the arrangements alluded to in paras 4. 5. 11 and 27 of the Principal Collector's report they are of opinion, however, that his advances of tuccavy should in future be more liberal, as

as the surplus now on hand, both in grain and money justifies this useful expenditure

4 The Board are well pleased to observe from the statements A & B that there was a surplus on hand at the close of fusly 1234 to the extent of Rupees 2,33216-7-6 which, in the 40th para of the Principal Collector's report he states had been subsequently augmented to Rupees 2,65014-8. Retaining 15,014-8 on hand to meet advances &ca, the Board are of opinion that the remaining 2,50,000 should be laid out at interest for the advantage of the suitors. The Principal Collector will accordingly communicate this opinion to the Court, under whose precept he holds possession of the estate, and they will perhaps authorize him to subscribe this amount to the Government loan now open.

5 The Board remark that, of the balance

balances anterior to fusly 1234 Rupees 19,037 had been collected after that fusly had expired, leaving when the accounts were closed, Rupees 67,145 still due. The Board desire that the Principal Collector will submit in a letter, a short explanation of the steps adopted, for the realization of these balances, and of the expectations he entertains of their recovery.

6. The Board regret to find that, of the revenue for fusly 1234, so large a balance as Rupees 2,60,701 was due at its close, and that it had been reduced to only 2,14,463 when the accounts furnished with the report were drawn out. The Board earnestly desire that no means should be left untried by the Principal Collector to realize the current revenue of this estate within the Current year.

7. Ordered that the foregoing instructions

instructions be communicated to the Principal Collector, and that a copy of these proceedings together with Mr. Peter's report be laid before the Honorable the Governor in Council who will no doubt be well pleased to observe the considerable surplus now on hand on account of the Ramnad Zemindary

(A true Extract)

[illegible]
Secretary

[illegible]

Revenue Department

To the Principal Collector in Dindigul and Madura

Sir,

I am directed by the Board of Revenue to transmit for your information the accompanying Extract from their Proceedings under date the 29th Ultimo on the reduction of the Tobacco Monopoly price in Malabar. —

Para 30

Fort St. George
13th July 1826
Desp. 15th Do.

I have the honor to be
Sir,
Your Most Obedient Servant

Secretary

Comp. by

51

Q

Extract from the Proceedings of the Board of Revenue under date the 29th June 1826

Para 30. "It is further resolved to call on the Collectors in the neighbouring districts of Madura and Dindigul and Salem to report the average price obtained by the ryots of their respective districts for Tobacco, for the last ten years."

(True Extract)

[illegible]
Secretary

Compd. [illegible]

190

55

To the ~~Col~~ COLLECTOR of

Madura

SIR,

With reference to your letter of the 28th of ultimo, I am directed by the Board of Revenue to transmit for your information and guidance copies of the undermentioned Letters.

From the Chief Secretary to Govt. 17th October 1826

I have the honor to be,

Sir,

Your most obedient Servant.

FORT ST. GEORGE,
23d October 1826
Desp. 24 " "

Secretary.

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Revenue Department

No. 622 R

To the President and Members of the

Board of Revenue

Gentlemen,

I am directed to acknowledge the receipt of your Secretary's letter dated 5th instant, and to state that the Hon'ble the Governor in Council authorizes the Principal Collector of Madura to continue the Yeomiah of one Cully Fanam per diem enjoyed by the late Syed Fakeerdeen to the Eldest Son of the deceased until he shall have attained his eighteenth year.

Fort St. George
17th October 1826

(Signed) D. Hill,
Chief Secretary

(True Copy)

Secretary.

Comp'd
T. Rencontre

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R/

To the Prl. Collector of Madura & Dindigul

Sir,

With reference to ~~your~~ my letter of the 22d of June last, I am directed by the Board of Revenue to transmit for your information and guidance ~~copies of~~ an Extract from the undermentioned Letter.

From the Acting Secretary to Govt. 10th Novr. 1826

I have the honor to be,

Sir,

Your most obedient Servant.

Fort St. George,
20th Novr. 1826.
Disp 25 " "

[signature]
Secretary.

Re

Extract of a Letter from the Acting Secretary to Government, dated 10th November 1826

Revenue Department. Para 1st I am directed to acknowledge the receipt of your Secretary's letter of the 22nd June last, No. 193 with an Extract from your Proceedings on the settlement of the Ramnad Zemindary for Fusly 1234.

2 The result of the settlement is an increase above that for the previous Fusly of Rupees 17,797 but it is observed that at the close of the year but little more than half of the Current Revenue had been realized – of the balance however a very large portion, namely, Rupees 2,41,530-3-4 is stated to be in grain and the Governor in Council

	Rup.
Settlement	5,44,964-13-1
Collections within the Fusly	2,84,263-2-5
Balance	2,60,701-10-8
Money	19,163-7-4
Grain	2,41,538-3-4
	2,60,701-10-8

Council trusts that the Principal Collector will not be long with=out an opportunity of disposing of it to advantage.

3 With reference to the proposed Rent for the Punjah lands for three years, adverted to in the 27th Paragraph of the Principal Collector's letter, and in the 3rd of your Proceedings, I am directed to observe that where Zemindaries are merely under temporary Charge of a Collector, and it may be un=certain how long they may so remain, it is desirable that the engagements with the Rayets should be confined to the Current year, and that generally speaking

annual

annual settlements are preferable to leases for a term of years

(True Extract)

Swan
Secretary

C. G. F. Johnson

Revenue Department

Rd

Recd 19 Feby 1827

To the Principal Collector of

Madura.

Sir,

Para 1st I am directed by the Board of Revenue to forward to you the accompanying copy of a letter from the Acting Secretary to Government, transmitting an Extract from a General letter from the Honorable the Court of Directors, dated the 5th July last, respecting a House near Madura, which is stated to have been the property of Mr Samuel Johnston, and to have been sold to Government in September 1806, by the Collector Mr Hurdis, without the consent of Mr Johnston, whose property

Novr 1826

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property it was, as the representative of Mr. Samuel Johnston –

2nd The Board desire that you will cause minute enquiry to be made as to the authority under which Mr. Hardis tendered the House for Sale to the Government, whether there were any title deeds belonging to the Property, and by whom, and under what authority, they were transferred to the Government –

Fort St. George
30th November 1826
Desp. 8 Decr. –

I have the honor to be
Sir,
Your most Obedient Servant

[illegible]
Secretary

C. T. Johnson

Fort St. George 7th Novr. 1826

Re

Gentlemen,

Public Depart.

I am directed by the Honorable the Governor in Council to transmit for your report the accompanying Extract from a General letter from the Honorable the Court of Directors dated the 5th July 1826.

(Signed) E. Bannerman
Actg. Secry. to Govt.

To The President and Members of the Board of Revenue

Extract from a General letter, from the Honble the Court of Directors, in the Public Department, dated 5th July 1826 –

Para. 6 "We have received a letter (of which a copy will be found in the Packet) from Sir Alexander Johnston Executor to the Estate of the late Honorable Mrs Johnston, relict of Mr. Samuel Johnston requesting us to order enquiries to be made

at

at your Presidency respecting a House near Madura which is stated to have been the Property of Mr Samuel Johnston and to have been sold to your Government in September 1806, by the Collector Mr Hurdis for the sum of 2650 Pagodas without the consent of Mrs Johnston whose property it was as representative of Mr Samuel Johnston —

7 It appears by your proceedings that in 1805 Mr Hurdis offered for sale to Government at the price stated by Sir Alexander Johnston, a House near Madura and that in September 1806 the offer was accepted and he received an Eight per Cent Bond in payment of the purchase Money —

8 The correspondence which passed between the Government and Mr Hurdis, respecting the purchase, refers to a Plan and Papers, which were then exhibited

but

but not recorded, and the Records in our possession throw no further light upon his Title to the House. —

9 You will perceive from Sir Alexander Johnston's application that we are called upon eventually to grant compensation to the Estate of Mrs Johnston, for the value of the House in question. —

10 In referring this application for your investigation and Report we request you to keep the object of it particularly in view, so that the result may enable us to judge how far the Government from any oversight that may have been committed are liable in Law, to the claim now set up, against them, and should such a liability appear to attach to them, we shall be desirous of knowing through whose neglect they have been subjected to it, and whether there is a

prospect

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prospect of obtaining redress in any quarter" —

(A true Extract)

(Signed) E. Bannerman
Actg Secy to Govt

(True Copies)

[illegible]
Secretary —

[illegible] Johnson

9/12/83